

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

FILED  
JULY 9, 2003  
PM 3:03

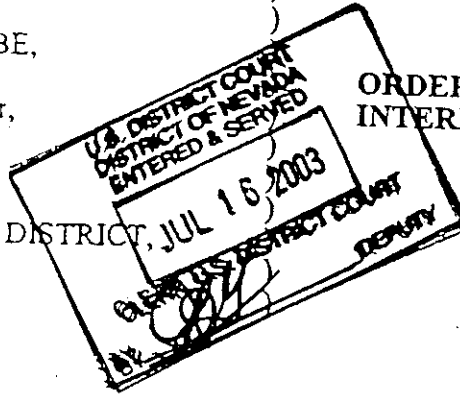
BY LOREN S. WILSON  
CLERK  
DEPUTY  
IN EQUITY NO. C-125  
SUBFILE NO. C-125-B

UNITED STATES OF AMERICA,  
Plaintiff,

WALKER RIVER PAJUTE TRIBE,  
Plaintiff-Intervenor,

vs.

WALKER RIVER IRRIGATION DISTRICT,  
a corporation, et al.,



ORDER - DISCLAIMER OF  
INTEREST

The following background information is provided to aid in understanding the reasons for and what is required by this Order:

1. The Court has ordered that certain persons and entities be included as parties in this action because they own water rights within one or more of the nine categories set forth in Paragraph 3 of the Court's April 18, 2000 Case Management Order.

2. It is possible that some of the specific persons or entities who are served with a Waiver of Service of Notice in Lieu of Summons, Notice of Lawsuit, or a Notice in Lieu of Summons do not belong in this action, because, for example, they may have sold or otherwise conveyed the ownership of all water rights subject to this action prior to being served.

3. A change in ownership of a water right can occur in a number of ways and for a variety of reasons. Often a change in ownership of a water right occurs when ownership of the land on which the water is used changes. A change in ownership may involve a sale, a gift, a death or even a divorce. It may also involve estate or business planning decisions, such as conveyance to an intervivos trust or a limited liability company. Frequently, changes in ownership are accomplished by a deed. However, in an estate or divorce proceeding, they may be accomplished by an order of a court. These examples are not an exclusive list of all of the

206

1 United States in writing of that fact.

2 2. If such person or entity sold or otherwise conveyed ownership of all of the water  
3 rights that the person or entity once owned before they were served or otherwise brought into  
4 this action, in addition to disclaiming any interest in this action, they shall include a notice  
5 providing the following information:

- 6 A. The name and address of the person or entity who sold or otherwise  
7 conveyed ownership;  
8 B. The name and address of each person or entity who acquired ownership;  
9 and  
10 C. A copy of the deed, court order or other document by which the change  
in ownership was accomplished.

11 3. The disclaimer and notice shall be sent to the Court and counsel for the United  
12 States, addressed as follows:

13 Linda Lea Sharer, Chief Deputy Clerk  
14 United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 895501

15 Susan L. Schneider  
16 United States Department of Justice  
P.O. Box 756  
17 Littleton, CO 80160

18 4. The form and substance of the disclaimer and notice shall substantially conform  
19 to the form attached to this Order as Exhibit A.

20 5. Following their receipt from any person or entity disclaiming any interest in any

21  
22 6. Category 3.f.: All holders of "vested rights" to the use of groundwater under the laws  
23 of the State of Nevada within the Walker River Basin.

24 7. Category 3.g.: All municipal providers in Nevada within the Walker River Basin  
who currently use groundwater.

25 8. Category 3.h.: All municipal providers in California within the Walker River Basin  
26 who currently use groundwater.

27 9. Category 3.i.: All industrial users in Nevada within the Walker River Basin who  
28 currently use groundwater.

U.S. DISTRICT COURT  
DISTRICT OF NEVADA  
FILED

NOV 10 2005

CLERK, U.S. DISTRICT COURT  
DEPUTY

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

UNITED STATES OF AMERICA, )

Plaintiff, )

In Equity No. C-125-ECR

Subfile No. C-125-B

WALKER RIVER PAJUTE TRIBE, )

Plaintiff-Intervenor, )

**DISCLAIMER OF INTEREST IN  
WATER RIGHTS AND NOTICE OF  
RELATED INFORMATION AND  
DOCUMENTATION SUPPORTING  
DISCLAIMER**

v.

WALKER RIVER IRRIGATION )

DISTRICT, )

a corporation, et al., )

Defendants. )

The undersigned counter-defendant in the above action hereby notifies the Court and the United States that the undersigned (or the entity on whose behalf the undersigned is acting) has no interest in any water right within the categories set forth in Paragraph 3 of the *Case Management Order* (Apr. 18, 2000) and, therefore, disclaims all interest in this action.

This disclaimer and notice shall be sent to the following two persons:

Linda Lea Sharer, Chief Deputy Clerk  
United States District Court for the District of Nevada  
400 South Virginia Street, Suite 301  
Reno, NV 89501

And

Susan L. Schneider  
United States Department of Justice  
P.O. Box 756  
Littleton, CO 80160

In addition, because the undersigned sold or otherwise conveyed ownership of all of the

1 water rights that the undersigned (or the entity on whose behalf the undersigned is acting) once  
2 owned before the undersigned was served with a Waiver of Service of Notice in Lieu of  
3 Summons or by a Notice in Lieu of Summons, the undersigned provides the following  
4 additional information:

5 1. The name and address of the party or parties who sold or otherwise conveyed  
6 ownership:

7 Name(s):

8  
9 Street or P.O. Box:

10  
11  
12 Town or City:

13  
14 State:

15  
16 Zip Code:

17 2. The name and address of each person or entity who acquired ownership

18  
19 Name(s):

20  
21 Street or P.O. Box:

22  
23 Town or City:

24  
25 State:

26  
27 Zip Code:  
28

3. Attached to or included with this notice is a copy of the (check appropriate box(es)):

- ☐ Deed  
☐ Court Order  
☐ Other Document.

by which the change in ownership was accomplished.

4. The undersigned acknowledges that any person or entity who files a Disclaimer of Interest in this matter is ultimately responsible for the accuracy of this filing. Consequently, the undersigned acknowledges that any person or entity who files a Disclaimer of Interest, but, in fact, has water rights subject to this litigation, shall nevertheless be bound by the results of this litigation.

Executed this 9<sup>th</sup> day of NOV 2005.

*Ardenna K. Rienstra*  
*Paul E. Rienstra*

[signature of counter-defendant]

*PAUL E. RIENSTRA*  
*ARDENNA K. RIENSTRA*

[name of counter-defendant]

*See  
other  
side*